

COURT OF APPEAL OF STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE

October 23, 2000

D029130 Vollmer et al. v. Farmers Insurance Group et al.

The judgment is reversed with respect to the verdicts against Group and Farmers and also as to the awards of punitive damages; in all other respects, the judgment is affirmed. All parties to bear their own costs on appeal. Benke, Acting P.J.; We Concur: Huffman, J., Haller, J.

D033911 Vanderpas v. Baxter Healthcare Corporation, Inc.

Judgment affirmed. Respondent to recover its costs on appeal. Benke, Acting P.J.; We Concur: Huffman, J., Haller, J.

D035888 Martinet v. Department of Fish and Game et al.

Upon filing a written abandonment of appeal, the appeal is dismissed.

D034159 People v. Gutierrez

The judgment is affirmed. Nares, J.; We Concur: Huffman, Acting P.J., O'Rourke, J.

D033287 People v. Fields

The judgment is affirmed. Huffman, Acting P.J.; We Concur: Haller, J., McIntyre, J.

D035407 People v. Rodriguez

Judgment affirmed. Nares, J.; We Concur: Benke, Acting P.J., McIntyre, J.

D034808 Gibbs v. Dombal et al.

Judgment affirmed. Haller, J.; I Concur: Nares, Acting P.J.; I Concur in the Result: O'Rourke, J.

D036585 Noroozi et al. v. San Diego County Superior Court/Southland Communities, Inc. et al.

The petition is denied.

COURT OF APPEAL OF STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE

October 24, 2000

D036611 Ziemann v. Superior Court of San Diego County/People

The petition is denied.

D033509 People v. Owens

The judgment is affirmed. Nares, Acting P.J.; We Concur: Haller, J., O'Rourke, J.

D034909 People v. Alvarez et al.

The judgments are affirmed. Kremer, P.J.; We Concur: Huffman, J., O'Rourke, J.

D034712 Bornstein v. Stump's Apple Market, Inc.

The judgment and order are affirmed. Bornstein is awarded costs on appeal. Haller, J.;
We Concur: Kremer, P.J., Nares, J.

D026830 People v. Self

D034432 In re Self on Habeas Corpus

The pending petition for writ of habeas corpus, In re Ronald G. Self, D034432, is consolidated with the pending appeal, People v. Self, D0326830, for disposition.

D026830 People v. Self

D034432 In re Self on Habeas Corpus

In case No. D026830, the judgment is affirmed. In case No. D034432, the petition for writ of habeas corpus is denied. Nares, Acting P.J.; We Concur: Haller, J., O'Rourke, J.

D032878 Golden Eagle Insurance Company et al. v. Insurance Company of the West et al.

The request for publication of the opinion is denied.

D036605 In re Ronald Nichols on Habeas Corpus

The petition is dismissed without prejudice to refiling in the proper court.

D035681 In re Gabriel G., a Juvenile

The opinion filed on October 3, 2000, is modified. There is no change in judgment. The petition for rehearing is denied.

COURT OF APPEAL OF STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE

October 25, 2000

D033792 People v. Berry

The judgment is affirmed. Huffman, J.; We Concur: Kremer, P.J., McIntyre, J.

D033085 Garabedian et al. v. Kolodny & Pressman et al.

D033634 Garabedian et al. v. Kolodny & Pressman et al.

The petition for rehearing is denied.

COURT OF APPEAL OF STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE

October 26, 2000

D035625 Sierra Pacific Earth Retention Corporation et al. v. MDK Development, Inc.

Appellant has failed to file a brief after notice given pursuant to California Rules of Court, rule 17(a). The appeal is dismissed.

D032366 People v. Rodriguez

D034099 In re Rodriguez on Habeas Corpus

The petition for writ of habeas corpus, In re Rodriguez, D034099, is consolidated with the appeal People v. Rodriguez, D032366, for disposition.

D032366 People v. Rodriguez

D034099 In re Rodriguez on Habeas Corpus

The judgment is affirmed. The petition for writ of habeas corpus is denied. O'Rourke, J.;
We Concur: Kremer, P.J., Huffman, J.

D035175 In re Diondre Criag M., a Juvenile

The order committing Diondre to CYA is affirmed but modified to reflect the maximum period of confinement is six years, six months. The matter is remanded with directions to vacate the order imposing a restitution fine under section 730.5 and to make findings as to Diondre's ability to pay. The court is directed to further amend the commitment order to reflect 782 days of custody credit. Benke, Acting P.J.; We Concur: McIntyre, J., O'Rourke, J.

D036131 Hughes v. Niblo et al.

Pursuant to California Rules of Court, rule 10(c), the appeal filed July 14, 2000, is dismissed for failure of appellant to timely deposit costs for preparing the record on appeal.

D036443 Gregory v. San Diego County Superior Court/Gregory

The petition for writ is denied.

D034833 People v. McClelland

The judgment is reversed and the cause remanded to the trial court. Upon a motion to withdraw McClelland's guilty plea within 30 days of the finality of this decision, the trial court is directed to vacate the guilty plea, reinstate all charges in the information, and proceed in accordance with the views expressed in this opinion. If McClelland fails to make a timely motion or waives the right to withdraw her plea, the trial court is directed to reinstate the judgment. McIntyre, J.;
We Concur: Nares, Acting P.J., O'Rourke, J.

D034881 People v. Johnson

The judgment is affirmed. Nares, J.; We Concur: Benke, Acting P.J., O'Rourke, J.

D034281 Sierra Club v. Imperial County et al/United States Gypsum Co.

The judgment is reversed with directions to the trial court to enter a judgment granting in its entirety the Sierra Club's petition for a writ of mandate. Appellant to recover costs on appeal. O'Rourke, J.;
We Concur: Nares, Acting P.J., Haller, J.

COURT OF APPEAL OF STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE

October 26, 2000 (Continued)

D033901 People v. Wallace

The judgment is affirmed. McIntyre, J.; We Concur: Kremer, P.J., Huffman, J.

COURT OF APPEAL OF STATE OF CALIFORNIA
FOURTH APPELLATE DISTRICT
DIVISION ONE

October 27, 2000

D033199 Jones et al. v. Holben & Roper et al.

The judgment is reversed. Benke, J.; We Concur: Work, Acting P.J., McIntyre, J.